

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

TERRANCE JON IRBY,

Petitioner,

vs.

CAROLYN MUNDEN and ELDON
VAIL,

Respondents.

NO. CV-09-5077-CI

ORDER ADOPTING REPORT AND
RECOMMENDATION, DENYING WRIT OF
MANDAMUS, DENYING *IN FORMA*
PAUPERIS STATUS, AND DENYING
PENDING MOTIONS AS MOOT

Magistrate Judge Imbrogno filed a Report and Recommendation on November 3, 2009, recommending Mr. Irby's "Motion for Writ of Mandamus" (Ct. Rec. 3) and his Applications to Proceed In Forma Pauperis (Ct. Recs. 1 and 7) be denied. In response, Mr. Irby filed an Answer (Ct. Rec. 12) and a Motion to Voluntarily Dismiss Complaint (Ct. Rec. 13). Mr. Irby raises no objections to the recommendations. Therefore, **IT IS ORDERED** the Report and Recommendation (Ct. Rec. 9) is **ADOPTED in its entirety**, the Motion (Ct. Rec. 3) and Applications (Ct. Recs. 1 and 7) are **DENIED**. **IT IS FURTHER ORDERED** all pending motions are **DENIED as moot**.

s/Edward F. Shea
EDWARD F. SHEA
United States District Judge

ORDER -- 2